IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

WP(C).No. 24390 of 2007(C)

PETITIONER:

K.FATHIMA, AGED 60 YEARS,
W/O LATE MUHAMMED, VEETTUVALAPPIL HOUSE,
POST AYILAKKADU, EDAPPAL (VIA),
MALAPPURAM DIST- 679 576.

BY ADV. SRI.K.RAMAKUMAR
SRI.R.JAYACHANDRAN

RESPONDENTS:
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1. THE DISTRICT COLLECTOR,
MALAPPURAM DISTRICT.

2. THE TAHSILDAR, PONNANI,
MALAPPURAM DISTRICT.

3. THE VILLAGE OFFICER,
EDAPPAL, MALAPPURAM DIST.

BY ADV. SHRI.C.K.GOVINDAN, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) No. 24390/2007

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE NEWS ITEM APPEARED IN MATHRUBHUMI DAILY DATED 30/07/2006.

P2 : COPY OF THE NEWS ITEM APPEARED IN MADHYAMAM DAILY DATED 31/07/2006.

P3 : COPY OF THE NEWS ITEM APPEARED IN MANGALAM DAILY DATED 07/08/2006.

P4 : COPY OF THE REVENUE RECOVERY NOTICE DATED 09/07/2007 RECEIVED BY THE PETITIONER.

// TRUE COPY //

PA TO JUDGE.

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 24390 of 2007

Dated, this the 21st day of August, 2007

J U D G M E N T

Petitioner's property is notified for sale for recovery of arrears of sales tax. This writ petition is filed for giving facility to the petitioner to arrange private sale of the property to settle liability. As a pre-condition for allowing petitioner's prayer, this Court directed payment of Rs. 5 lakhs before the last date posted for sale. Petitioner has complied with the direction by making payment. In the circumstances, I direct the respondents to withhold sale of petitioner's property till 31/10/2007. Petitioner is free to arrange for sale of any extent of property and can even enter into agreement for sale. However, attachment will be lifted by 2nd respondent only after full arrears are paid. A detailed up-to-date statement of liability also will be given to the petitioner by the 2nd respondent within two weeks from the date of production of a copy of this judgment for the petitioner to make payment. However, if petitioner does not come forward with settlement, the property will be sold by the respondents after 31/10/2007.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg